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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SANDY YESSSENIA SANCHEZ RIVAS, ET
AL.,

Plaintiffs,

v.

UR JADDOU, DIRECTOR, UNITED STATES
CITIZENSHIP AND IMMIGRATION
SERVICES.

Defendant.

CASE NO. 1:23-CV-00863-ADA-BAM

STIPULATED MOTION FOR SCHEDULE FOR
AMENDED COMPLAINT AND RESPONSIVE
PLEADING AND ~~{PROPOSED}~~ ORDER

Honorable Ana de Alba
United States District Judge
Honorable Barbara A. McAuliffe
United States Magistrate Judge

Scheduling Conference:

May 30, 2024
9:00 AM
Courtroom 8 (BAM)

Defendant, by and through their attorneys of record, and Plaintiffs, by and through their attorneys of record (“the Parties”), hereby stipulate as follows:

On July 3, 2023, Plaintiffs filed their complaint. ECF 1. On October 13, 2023, Defendant filed their motion to dismiss Plaintiffs’ complaint. ECF 19. On October 16, 2023, the Court entered an order denying the motion to dismiss without prejudice for refile after the parties had met and conferred regarding the motion as required by the Court’s standing order. ECF 21. The order stated: “If, after meeting and conferring, Defendant still wishes to file a motion to dismiss, that motion shall be filed no later than five (5) court days following the date of signature on this order.” *Id.*

In response to the Court’s order, Defendant initiated a meet and confer with Plaintiffs via email on October 17, 2023, and Plaintiffs represented that, having reviewed the prior motion to dismiss, they intend to file an amended complaint as permitted by Federal Rule of Civil Procedure 15(a)(1)(B). The Parties expect that amendment of the complaint will allow for narrowing of the issues. Accordingly, to promote efficiency and judicial economy, the Parties request to extend Defendant’s deadline to respond to the Operative Complaint until after the filing of that amended complaint, and have agreed to a schedule that allows sufficient time for Defendant to review and respond to the amended complaint and, if necessary, to meet and confer about any Rule 12(b) motion.

The parties therefore submit for the Court’s approval the following agreed-upon Proposed Schedule setting deadlines for amendment of the complaint and Defendant’s response to the complaint:

1. Plaintiffs First Amended Complaint shall be filed on or before November 1, 2023.

2. Defendants’ Response to the Operative Complaint shall be filed on or before December 1, 2023.

Accordingly, the Parties respectfully request entry of the Proposed Schedule.

October 20, 2023

Respectfully submitted,

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ORDER

Pursuant to the parties' stipulation and good cause appearing, the schedule for amendment of complaint and response shall be as follows:

1. Plaintiffs' First Amended Complaint shall be filed on or before **November 1, 2023**; and
2. Defendants' Response to the Operative Complaint shall be filed on or before **December 1, 2023**.

The Scheduling Conference currently set for February 28, 2024, is CONTINUED to **May 30, 2024, at 9:00 AM in Courtroom 8 (BAM) before Magistrate Judge Barbara A. McAuliffe.**

IT IS SO ORDERED.

Dated: **October 23, 2023**

/s/ *Barbara A. McAuliffe*
UNITED STATES MAGISTRATE JUDGE